

**UNITED STATES DISTRICT COURT**  
 for the  
**Eastern District of Pennsylvania**

United States of America

)

v.

)

RAUL RIVERA  
MICHAEL DOMBROWSKI

)

)

)

)

Case No. 19-967-1-2

*Defendant(s)***CRIMINAL COMPLAINT**

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of April 19, 2019 in the county of Delaware in the  
Eastern District of Pennsylvania, the defendant(s) violated:

*Code Section**Offense Description*

See attachment "A."

This criminal complaint is based on these facts:

See attached affidavit.

Continued on the attached sheet.



Complainant's signature

Scott A. Friedenreich, Special Agent, FBI

*Printed name and title*

Sworn to before me and signed in my presence.

Date: 6.4.19



Judge's signature

City and state: Philadelphia, Pennsylvania

TIMOTHY R. RICE, U.S. Magistrate

*Printed name and title*

Attachment "A"

Count One

On or about April 19, 2019, in Boothwyn, in the Eastern District of Pennsylvania, defendants RAUL RIVERA and MICHAEL DOMBROWSKI without authority, attempted to enter, and aided and abetted the attempted entry of, the business premises of a person registered with the Drug Enforcement Administration under 21 U.S.C. § 822, that is, the Boothwyn Apothecary, located at 2341 Chichester Avenue, Boothwyn, Pennsylvania, with intent to steal materials and compounds containing any quantity of a controlled substance, including oxycodone, a Schedule II controlled substance; and whose replacement value was not less than \$500.

In violation of Title 18, United States Code, Sections 2118(b) and 2.

Count Two

On or about April 19, 2019, in Boothwyn, in the Eastern District of Pennsylvania, defendants RAUL RIVERA and MICHAEL DOMBROWSKI knowingly and intentionally attempted to possess with intent to distribute, and aided and abetted the attempted possession with intent to distribute, oxycodone, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C), and Title 18, United States Code, Section 2.

**AFFIDAVIT IN SUPPORT OF  
AN APPLICATION FOR ARREST WARRANTS**

I, Scott A. Friedenreich, being first duly sworn, hereby depose and state as follows:

**INTRODUCTION AND AGENT BACKGROUND**

1. I am a Special Agent with the Federal Bureau of Investigation, and have been since December 2008. I am currently assigned to the Philadelphia Field Office where I work on the Violent Crimes Task Force (VCTF). I investigate crimes such as commercial robberies and burglaries, carjackings and other related crimes. Before being assigned to the VCTF, I was assigned to the Health Care Fraud Task Force for nine years. I have written, sworn to, and executed numerous search warrant affidavits. I have directed cooperating witnesses to conduct consensual recordings and assisted other investigators in consensual recordings. I have testified in grand jury and federal trial. During the course of my investigations, I have subpoenaed and analyzed telephone toll and subscriber records and obtained historical cell site data that was used as evidence in my investigations. Before my employment at the FBI, I was a state of Delaware Probation and Parole Officer for approximately six years.

2. The facts in this affidavit come from my personal observations, my training and experience, and information obtained from other agents and witnesses. This affidavit is intended to show merely that there is sufficient probable cause for the requested warrant and does not set forth all of my knowledge about this matter.

3. Based on the facts set forth in this affidavit, there is probable cause to believe that violations of 18 U.S.C. §§ 2118 and 2 (attempted pharmacy burglary and aiding and abetting) and 21 U.S.C. § 841(a)(1) (attempted possession with the intent to distribute controlled substances) have been committed by RAUL RIVERA and MICHAEL DOMBROWSKI on April 19, 2019 at the Boothwyn Apothecary located at 2341 Chichester Avenue, Boothwyn,

Pennsylvania, 19061. I make this affidavit in support of an application for arrest warrants for RAUL RIVERA and MICHAEL DOMBROWSKI.

**THE INVESTIGATION**

4. On April 19, 2019, at approximately 11:16 p.m. on a rainy night, three males attempted to burglarize the Boothwyn Apothecary, located at 2341 Chichester Avenue, Boothwyn, Pennsylvania, 19061. (Earlier that evening, at approximately 10:11 p.m., data from an electronic tracking device showed that a motor vehicle associated with RAUL RIVERA entered a storage facility lot south of 10<sup>th</sup> Street and West Erie Avenue in North Philadelphia, known by your affiant, based on my investigation, to be a staging and stash location for RIVERA and others, used in connection with their pharmacy burglary scheme. Believing an attempt to burglarize a pharmacy would be made, the FBI initiated surveillance at the Boothwyn Apothecary based on intelligence gathered in an ongoing investigation.) FBI Special Agent Brian Hefner agent first observed a black sports utility vehicle (SUV), that is, a black Jeep Grand Cherokee SRT-8 pull up in front of the Boothwyn Apothecary (pharmacy). The black Cherokee then backed into a small parking area on the east side of the pharmacy. Upon observing this activity, the agent notified local police.

5. Two males then got out of the Cherokee and approached the front door of the pharmacy. As the males were still outside the pharmacy, uniformed police officers from Upper Chichester Township Police arrived, and the two males immediately fled. One male was wearing a gray hooded sweatshirt, and the other was wearing a black hooded sweatshirt. An agent and officers pursued the males, commanding them to stop, but the two males continued to flee. The male in the gray hooded sweatshirt, later identified as R.H., was apprehended by police approximately two blocks away from the pharmacy in a driveway of a residence on Sharpless

Avenue in Boothwyn. On the ground next to R.H., a patrolman observed a pair of gloves, a black ski mask, and a flashlight. Several feet from R.H., officers found a black walkie-talkie radio on the ground. An officer traced R.H.'s flight path from the pharmacy and found a "Snap On" brand crowbar with a green rubber handle in a side yard of a nearby residence. The police officer had observed R.H. carrying the object during the pursuit.

6. The male in the black-hooded sweatshirt, who was later identified as MICHAEL DOMBROWSKI, successfully eluded law enforcement that day, but was later arrested by law enforcement on April 29, 2019.

7. Meanwhile at the Boothwyn Apothecary, two Upper Chichester Township police officers in their marked patrol vehicles attempted to block the black Jeep Grand Cherokee SRT-8 from leaving the area adjacent to the Boothwyn Apothecary. The Cherokee was facing the street, and when the officers' vehicles pulled up in front of it, the Cherokee's headlights went on, it reversed, and suddenly stopped. One of the officers heard the Cherokee's engine begin to roar, and it began traveling directly at the officer's patrol vehicle, ramming it head-on. The impact snapped the front passenger-side tire of the patrol car from its axle, rendering the patrol car completely inoperable. The Cherokee then struck the second patrol vehicle before driving onto the street, where it drove directly to the northbound Interstate 95 on-ramp.

8. The second patrol car that was struck continued to pursue the Cherokee and followed it onto Interstate 95 where two Upland Township police officers joined the pursuit of the Cherokee. The Cherokee made numerous hazardous lane changes and maneuvers as it fled from police, at one point striking another vehicle operated by a civilian. Just before the Kerlin Street exit ramp, the Cherokee's operator lost control and crashed into an elevated berm along the right side of Interstate 95. The operator, later identified as RAUL RIVERA, got out of the

Cherokee and fled but was quickly apprehended by the Upland Township officers. (An Upper Chichester Township officer who was pursuing the Cherokee was unable to timely stop his vehicle and crashed into the Cherokee shortly after RIVERA had crashed it.)

9. Later during the early morning hours of April 20, 2019, your affiant interviewed R.H. and RIVERA at Upper Chichester Township Police Department. These interviews were recorded with video and audio reproduction.

10. R.H. was advised of his Miranda rights and agreed to waive his rights and answer questions without an attorney present. R.H. admitted to attempting to commit the burglary of the Boothwyn Apothecary with RIVERA and another individual. R.H. admitted to being in the black Jeep Grand Cherokee to commit the burglaries and that he had committed approximately three other burglaries of pharmacies in the past. R.H. admitted to going to the lot south of the intersection of North 10<sup>th</sup> Street and West Erie Avenue to get the black Jeep Grand Cherokee. R.H. stated that he was paid approximately \$3,000 to \$5,000 to commit the burglaries. R.H. further admitted to selling medication that had been stolen from the pharmacies.

11. RIVERA was advised of his Miranda rights and agreed to waive his rights and answer questions without an attorney present. RIVERA stated that he had attempted to commit the burglary of Boothwyn Apothecary with R.H. and another man he knew as "Mikey."<sup>1</sup> RIVERA stated that he had been recruited to commit pharmacy burglaries by others and had committed numerous pharmacy burglaries to obtain controlled substances. RIVERA had sold the

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<sup>1</sup> "Mikey" was later identified as MICHAEL DOMBROWSKI after the search of the Cherokee SRT-8 revealed a wallet with Dombrowski's identification. Upper Chichester Township Police Department issued a warrant for DOMBROWSKI following the attempted burglary of Boothwyn Apothecary.

controlled substances "wholesale" that he had stolen from pharmacies in the past, including 30 mg pills of Oxycodone for \$25 per pill, Adderall, and Xanax. RIVERA estimated that he had committed approximately 20 pharmacy burglaries before attempting to burglarize the Boothwyn Apothecary.

12. After the pursuit of the black Jeep Grand Cherokee SRT-8,<sup>2</sup> agents determined that the vehicle had been stolen from a car dealership in Philadelphia on December 15, 2017. During an inventory search of the vehicle on April 20, 2019, agents and officers found a pry bar, bolt cutters, various hand tools, flashlights, cell phones, a walkie-talkie radio, knit hats, ski masks, and gloves.

13. On April 29, 2019, your affiant interviewed DOMBROWSKI at the FBI Philadelphia Division, after he was arrested on local charges related to the attempted burglary of the Boothwyn Apothecary. DOMBROWSKI was advised of his Miranda rights and agreed to waive his rights and answer questions without an attorney present. DOMBROWSKI admitted to attempting to burglarize the Boothwyn Apothecary with RIVERA and R.H. DOMBROWSKI admitted that he was carrying a small bar to break into the pharmacy. DOMBROWSKI also admitted to participating in two other pharmacy burglaries in Bristol, Pennsylvania with RIVERA and another male. DOMBROWSKI estimated that he had participated in approximately three or four pharmacy burglaries in total, and that the black Jeep Grand Cherokee SRT-8 was used in the burglaries. DOMBROWSKI also admitted to going to the lot on North 10<sup>th</sup> Street and West Erie Avenue with RIVERA to get the Cherokee. DOMBROWSKI told

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<sup>2</sup> RIVERA lost control of the Cherokee and crashed after attempting to elude Upper Chichester Township Police Department and Upland Township Police Department officers who were pursuing him.

investigators that the pills that he had stolen from the pharmacies had been sold by people that he had committed the burglaries with, including Oxycodone, Adderall, Methadone, Ritalin, Fentanyl and other controlled substances. Your affiant has concluded through this investigation, and by DOMBROWSKI and RIVERA's admissions they had sold controlled substances from other pharmacies that they had burglarized, that the purpose of RIVERA's and DOMBROWSKI'S attempted burglary of the Boothwyn Apothecary was to steal controlled substances for their personal use, and to distribute the controlled substances to others for profit.

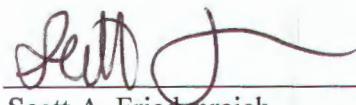
14. Your affiant has also reviewed telephone records in this investigation and noted numerous contacts between R.H. and RIVERA before April 19, 2019; and numerous contacts between DOMBROWSKI and RIVERA before April 19, 2019.

#### CONCLUSION

15. As detailed above, there is probable cause that RAUL RIVERA and MICHAEL DOMBROWSKI attempted to burglarize the Boothwyn Apothecary in order to obtain controlled substances for the purpose of selling and distributing the stolen controlled for profit to drug traffickers. RIVERA and DOMBROWSKI further admitted to burglarizing other pharmacies in the past while using the Jeep Grand Cherokee SRT-8, and to selling the controlled substances taken during those burglaries for profit.

16. Based on the information contained in this affidavit, your affiant believes that there is probable cause that RAUL RIVERA and MICHAEL DOMBROWSKI have committed violations of 18 U.S.C. §§ 2118 and 2 (attempted pharmacy burglary), and 21 U.S.C. § 841(a)(1) (attempted possession with intent to distribute controlled substances). Accordingly, your affiant respectfully requests that this court issue a warrant to arrest RIVERA and DOMBROWSKI.

Respectfully submitted,



Scott A. Friedenreich  
Special Agent  
Federal Bureau of Investigation

Subscribed and sworn to

before me on 4 June, 2019.



TIMOTHY R. RICE  
UNITED STATES MAGISTRATE JUDGE